

KEVIN V. RYAN (CSBN 118321)
 United States Attorney
 JOANN M. SWANSON (CSBN 88143)
 Chief, Civil Division
 ALISON E. DAW (CSBN 137026)
 Assistant United States Attorney

280 S. First Street, Room 371
 San Jose, California 95113
 Telephone: (408) 535-5044
 FAX: (408) 535-5081
 Email: alison.daw@usdoj.gov

Attorneys for Respondents

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

ALEKSEY SMOTKIN,)	No. C 05 0423 MJJ (JL)
)	
Petitioner,)	
)	STIPULATION TO REMAND MATTER
v.)	TO U.S. CITIZENSHIP & IMMIGRATION
)	SERVICES FOR ADJUDICATION OF
DEPARTMENT OF HOMELAND)	NATURALIZATION APPLICATION;
SECURITY, MICHAEL CHERTOFF,)	PROPOSED ORDER
Secretary, et al.,)	
)	Honorable Martin J. Jenkins
Respondents.)	

U.S. Citizenship and Immigration Services ("U.S. CIS") has received and completed its review of the results of the security checks for Mr. Smotkin. Accordingly, U.S. CIS is prepared to adjudicate Mr. Smotkin's naturalization application at this time. However U.S. CIS cannot act on the naturalization application while this action is pending. Accordingly, the parties request that the Court remand this matter to U.S. CIS for immediate adjudication of Mr. Smotkin's naturalization application.

///

///

///

///

1 DATED: May 6, 2005

JEWISH FAMILY & CHILDREN SERVICES

2
3 /s/ Geri N. Kahn
GERI N. KAHN
Attorneys for Plaintiff

5 DATED: May 5, 2005

KEVIN V. RYAN
United States Attorney

6
7 /s/ Alison E. Daw
ALISON E. DAW
Assistant United States Attorney
Attorneys for Defendant

10 **ORDER**

11 Pursuant to the stipulation of the parties, the Court hereby REMANDS this matter to U.S.
12 Citizenship and Immigration Services with instructions that it complete adjudication of Mr.
13 Smotkin's naturalization application within 2 business days of this order.

14 IT IS SO ORDERED.

16 DATED: May 8, 2005

17 /s/
MARTIN J. JENKINS
United States District Judge

